

June 1949

## Index to Volume 51

Follow this and additional works at: <https://researchrepository.wvu.edu/wvlr>

---

### Recommended Citation

*Index to Volume 51*, 51 W. Va. L. Rev. (1949).

Available at: <https://researchrepository.wvu.edu/wvlr/vol51/iss4/11>

This Index is brought to you for free and open access by the WVU College of Law at The Research Repository @ WVU. It has been accepted for inclusion in West Virginia Law Review by an authorized editor of The Research Repository @ WVU. For more information, please contact [ian.harmon@mail.wvu.edu](mailto:ian.harmon@mail.wvu.edu).

# et al.: Index to Volume 51 INDEX TO VOLUME LI

## LEADING ARTICLES

Administrative Finality in Claims for Overcharges....	Thomas P. Hardman	77
Doctrinal Development of the Tenth Amendment, The	Dayton C. Casto, Jr.	227
Drafting and Revision of Wills and Trust Instruments under the Revenue Act of 1948, The.....	H. D. Battle	250
How to Find and Use Federal Legislative Materials....	Robert K. Emerson	
.....	Frank L. Fuller, III	169
Is Law Disappearing?.....	Charles E. Clark	1
Judgment <i>Non Obstante Veredicto</i> .....	Leo Carlin	16
Judiciary in a Changing World, The.....	Fred L. Fox	107
Negotiation, Mediation and Especially Arbitration in Labor Disputes .....	Marlyn E. Lugar	201
Substance and Procedure in Rule Making .....	Thomas H. S. Curd	34
Taft-Hartley Act and the Balance of Power in Labor Relations, The .....	Guy Farmer	141
Trends in the Administration of the Taft-Hartley Act....	Walter L. Brown	152

## AUTHOR INDEX TO LEADING ARTICLES

Battle, H. D.: Drafting and Revision of Wills and Trust Instruments under the Revenue Act of 1948, The.....	250
Brown, Walter L.: Trends in the Administration of the Taft-Hartley Act..	152
Carlin, Leo: Judgment <i>Non Obstante Veredicto</i> .....	16
Casto, Dayton C., Jr.: Doctrinal Development of the Tenth Amendment, The	227
Clark, Charles E.: Is Law Disappearing?.....	1
Curd, Thomas H. S.: Substance and Procedure in Rule Making.....	34
Emerson, Robert K.: How to Find and Use Federal Legislative Materials	169
Farmer, Guy: Taft-Hartley Act and the Balance of Power in Labor Relations, The.....	141
Fox, Fred L.: Judiciary in a Changing World, The.....	107
Fuller, Frank L., III: How to Find and Use Federal Legislative Materials..	169
Hardman, Thomas P.: Administrative Finality in Claims for Overcharges	77
Lugar, Marlyn E.: Negotiation, Mediation and Especially Arbitration in Labor Disputes.....	201

## STUDENT NOTES

Computation of "Overtime" Pay under the <i>Bay Ridge Case</i> .....	186
Construction Workers in Interstate Transportation .....	264
Workmen's Compensation Where Injury Results from Exposure to the Natural Elements.....	118

## RECENT CASE COMMENTS

Arbitration and Award—Validity of Award—Scope of Submission Agreement	126
Constitutional Law—Construction of Constitutional Provision for Sale of Land for School Fund—Right of Redemption Restricted.....	56
Constitutional Law—Separation of Powers—Issuance of Municipal Charter by Circuit Court.....	128
Corporations—Stock Transfer by Trustee in Fraud of Cestui—Corporate Liability under Uniform Fiduciaries Act.....	191
Criminal Law—Keeping Place of Prostitution—Circumstantial Evidence of Corpus Delicti.....	58
Criminal Law—Verdicts—Integration of Finding of Guilt and Recommendation of Clemency.....	193
Criminal Procedure—Indictment—Offense Laid on a Date Subsequent to Indictment.....	129

Divorce—Condonation—Two Months Plus Conciliatory Letter as Condonation for Cruelty.....	271
Dower—Property Subject to Right—Contract before Marriage to Will to Another.....	60
Eminent Domain—Obsolete Buildings—Proof of Value.....	63
Evidence—Admissibility of Indictments in Civil Cases in Federal Courts..	273
Evidence—Hearsay—Spontaneous Exclamation.....	65
Evidence—Reported Testimony of Deceased Witness—Substantially Similar Offenses.....	67
Fair Labor Standards Act—Contingent Fee Agreement—Allowance of Reasonable Attorney's Fee under FLSA Conditioned upon Attorney's Surrender of Contingent Fee Agreement.....	275
Fair Labor Standards Act—Regular Rate of Pay—Existence Where Sole Wages Consist of Tips.....	277
Federal Courts—Venue—"Residence" of Defendant in Federal Reservation Grounded on State Laws Concerning Admission of Foreign Corporations	195
Injunctions—Covenants in Employment Contracts—Extent of Restriction..	131
Insurance—Formation of the Contract—Subrogation.....	134
Negligence— <i>Res Ipsa Loquitur</i> —Exclusiveness of Defendant's Control over Residual Circumstances after all Elements of Shared Control Eliminated	69
Pleading—Actions—Injury to Person and Property One Cause of Action..	71
Taxation—Gross Income—Cancellation of Indebtedness as Constituting Taxable Income.....	279
Taxation—Income Taxes—Negligence Penalty.....	197
Unemployment Compensation—Disqualification of "Rank and File" Union Members for Compensation During Strike of Foreman's Union.....	137
Witnesses—Power to Compel Expert Testimony.....	74

## TABLE OF CASES

Andres v. United States, 68 Sup. Ct. 880 (U. S. 1948).....	193
Caroline Telephone & Telegraph Co. v. Johnson, 168 F.2d 489 (C. C. A. 4th, 1948).....	191
Chesapeake, <i>In re</i> Town of, 45 S. E.2d 113 (W. Va. 1947).....	128
Columbian Fuel Corp. v. United Fuel Gas Co., 72 F. Supp. 843 (D. C. S. D. W. Va. 1947).....	126
Commissioner v. Jacobson, 69 Sup. Ct. 353 (U. S. 1949).....	279
Copen v. Hix, 43 S. E.2d 382 (W. Va. 1947).....	137
Fire Ass'n of Philadelphia v. Ward, 42 S. E.2d 713 (W. Va.) 1947).....	134
Gouldman v. Commissioner, 165 F.2d 686 (C. C. A. 4th 1948).....	197
Harrington v. Empire Construction Co., 167 F.2d 389 (C. C. A. 4th 1948)	275
Harris v. Harris, 43 S. E.2d 225 (W. Va. 1947).....	60
Household Finance Corp. v. Sutton, 43 S. E.2d 144 (W. Va. 1947).....	131
Jesionowski v. Boston & Maine R. R., 67 Sup. Ct. 401 (U. S. 1947).....	69
Jones v. Ambrose, 128 W. Va. 715, 38 S. E.2d 263 (1946).....	65
Knott Corp. v. Furman, 163 F.2d 199 (C. C. A. 4th 1947).....	195
Larzo v. Swift & Co., 129 W. Va. 436, 40 S. E.2d 811 (1946).....	71
Miles v. Miles, 48 S. E.2d 669 (W. Va. 1948).....	271
Mourikas v. Vardianos, 169 F.2d 53 (C. C. A. 4th 1948).....	273
Moyd v. Atlantic Greyhound Corp., 170 F.2d 302 (C. C. A. 4th 1948).....	277
People <i>ex rel.</i> Kraushaar v. Thorpe, 296 N. Y. 224, 72 N. E.2d. 165 (1947)..	74
State, by State Road Comm'n v. Boyd, 129 W. Va. 715, 41 S. E.2d 665 (1947)	63
State v. Crummitt, 129 W. Va. 366, 40 S. E.2d 852 (1946).....	58
State v. Dawson, 129 W. Va. 279, 40 S. E.2d 306 (1946).....	67
State v. Farmers Coal Co., 43 S. E.2d 625 (W. Va. 1947).....	56
State v. Rector, 43 S. E.2d 821 (W. Va. 1947).....	129

Copyright 1948-49

by

LOUISE FARRELL CONAWAY

